

State of South Dakota

EIGHTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2011

937S0368

HOUSE BILL NO. 1076

Introduced by: Representatives Tornow, Bolin, Boomgarden, Brunner, Greenfield, Hansen (Jon), Hickey, Hunt, Jones, Lust, Magstadt, Nelson (Stace), Novstrup (David), Rausch, Romkema, Rozum, Russell, Sly, Street, Tulson, Turbiville, and Willadsen and Senators Krebs, Fryslie, Garnos, Johnston, Kraus, Lederman, Novstrup (Al), Olson (Russell), Rhoden, and Schlekeway

1 FOR AN ACT ENTITLED, An Act to increase the fee for a payor to withhold child support.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 25-7A-34 be amended to read as follows:

4 25-7A-34. Any payor who has been served with an order for withholding of income shall
5 deduct and pay over income or assets as provided in this section. The payor shall deduct the
6 amount designated in the order for withholding. The first payment shall be deducted from the
7 payment of income which is payable to the obligor following service of the order. The payor
8 shall transmit the amount withheld to the department in accordance with the order for
9 withholding within seven business days after the date the obligor is paid or the obligor's property
10 withheld and in accordance with any subsequent notification received from the department
11 redirecting payment. In addition to the amount designated in the order for withholding, the payor
12 may deduct an amount not to exceed ~~three~~ fifteen dollars per month from the obligor's income
13 to cover the expenses involved in transmitting the amount withheld.

